

IN THE COURT OF APPEAL OF SWAZILAND

APPEAL CASE NO.3/2000

In the matter between:

PRINCIPAL SECRETARY

MINISTRY OF AGRICULTURE 1st APPELLANT

ATTORNEY GENERAL 2ND APPELLANT

VS

JOEL LUKHELE RESPONDENT

CORAM : BROWDE J A

: STEYN J A

: BECK J A

FOR THE APPELLANTS :

FOR THE RESPONDENT :

JUDGMENT

Steyn J A:

This appeal raises an issue decided in a judgment delivered contemporaneously with this judgment.

The issue of the jurisdiction of the High Court to hear this matter was decided by this Court in its judgment in CIVIL APPEAL NO.2 OF 2000, i.e. SECRETARY TO CABINET AND OTHERS V. ZWANE. For the reasons set out in that judgment this

2

Court also finds that the High Court had jurisdiction to hear the application brought by the Respondent.

This was the only challenge raised by the Appellants before us against the judgment of the High Court. It follows that the appeal is to be dismissed with costs.

It is ordered accordingly.

J.H. STEYN J A

I AGREE:

J. BROWDE J A

I AGREE:

C. E. L. BECK J A

Delivered on this 12 day of December 2000.